

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
LUZ M. VEGA, AN INFANT, BY HER PARENT  
AND NATURAL GUARDIAN, MANUELA  
VALENTIN,

Plaintiffs,

- against -

THE BRONX-LEBANON HOSPITAL CENTER,  
ILIANA ROBINSON,

Defendants.

ECF CASE

07 Civ. 2940 (GEL)

**MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

-----X  
THE BRONX-LEBANON-HOSPITAL CENTER,

Third-Party Plaintiff,

- against -

MORRIS HEIGHTS MEDICAL CENTER,

Third-Party Defendant

-----X

PURSUANT TO RULE 1.3(c ) of the Local Rules of the United States District Court for the Southern and Eastern Districts of New York, I, **JOHN A. ORTIZ**, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: JOHN D. PATERNITI

Firm Name: SHAUB, AHMUTY, CITRIN & SPRATT, LLP

Address: 655 Third Avenue

City/State/Zip: New York, New York 10017

Phone Number: (212) 599-8200

Fax Number: (212) 212-599-7765

**JOHN D. PATERNITI**, is a member in good standing of the Bar of the States of NEW YORK.

There are no pending disciplinary proceeding against **JOHN D. PATERNITI** in any State of Federal Court.

Dated: New York, New York  
October 25, 2007

Respectfully submitted,



JOHN A. ORTIZ  
SDNY BAR: JAO2638  
SHAUB, AHMUTY, CITRIN & SPRATT, LLP.  
655 Third Avenue, 28<sup>th</sup> Floor  
New York, New York 10017  
Tel. (212) 599-8200  
Fax. (212) 599-7765

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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LUZ M. VEGA, AN INFANT, BY HER PARENT  
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VALENTIN,

Plaintiffs,

-against -

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ILIANA ROBINSON,

ECF CASE

07 Civ. 2940 (GEL)

**AFFIDAVIT OF  
JOHN A. ORTIZ  
IN SUPPORT OF MOTION  
TO ADMIT COUNSEL  
PRO HAC VICE**

Defendants.

-----X  
THE BRONX-LEBANON-HOSPITAL CENTER,

Third-Party Plaintiff,

- against -

MORRIS HEIGHTS MEDICAL CENTER,

Third-Party Defendant

-----X  
STATE OF NEW YORK )

) ss.:

COUNTY OF NEW YORK)

***JOHN A. ORTIZ***, being duly sworn deposes and says as follows:

1. I am an Associate at the Law Offices of SHAUB, AHMUTY, CITRIN & SPRATT, LLP, counsel for Defendant/Third Party-Plaintiff, BRONX LEBANON HOSPITAL CENTER, in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant/Third Party Plaintiff's motion to admit, JOHN D. PATERNITI as pro hac vice to represent Defendant/Third Party Plaintiff in this matter.

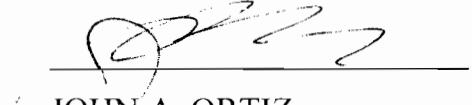
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1989. I am also admitted to the bar of the United States District Court for the Southern District of New York since 1999, and am in good standing with this Court.
3. I have known JOHN D. PATERNITI since April 9, 2007.
4. JOHN D. PATERNITI is a partner in the law firm of SHAUB, AHMUTY, CITRIN & SPRATT, LLP, in Lake Success, New York and New York, New York.
5. I have found JOHN D. PATERNITI to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am please to move the admission of JOHN D. PATERNITI, pro hac vice.
7. I respectfully submit a proposed order granting the admission of JOHN D. PATERNITI, pro hac vice, which is attached hereto as Exhibit "A".

WHEREFORE, it is respectfully requested that the motion to admit JOHN D. PATERNITI, pro hac vice, to represent the Defendant/Third Party Plaintiff, THE BRONX-LEBANON HOSPITAL CENTER in the above captioned matter, be granted.

Dated: New York, New York

October 25, 2007

Respectfully submitted,



JOHN A. ORTIZ

SDNY Bar Code: JAO2638

## **AFFIDAVIT OF SERVICE**

MELISSA WHALEN, being duly sworn, deposes and says: that deponent, party to this action, is over 18 years of age and resides in Brewster, New York.

That on the 25<sup>th</sup> day of October, 2007, deponent served the within **MOTION TO ADMIT COUNSEL PRO HAC VICE and AFFIDAVIT OF JOHN A. ORTIZ IN SUPPORT OF MOTION TO ADMIT COUNSEL PRO HAC VICE** upon:

FITZGERALD & FITZGERALD, P.C.  
Attorneys for Plaintiffs  
538 Riverdale Avenue  
Yonkers, New York 10705

JONES, HIRSCH, CONNORS & BULL, P.C.  
Attorneys for Defendant  
ILIANA ROBINSON, M.D.  
One Battery Park Plaza  
New York, New York 10004

UNITED STATES ATTORNEYS OFFICE  
Attorneys for Third Party Defendant  
MORRIS HEIGHTS HEALTH CENTER, INC.  
86 Chambers Street  
New York, New York 10007

at the address designated by said attorney(s) for that purpose, by depositing a true copy thereof enclosed in a first class postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service department within the State of New York. *M* *15*

U.S. POSTAL SERVICE  
Melissa Whalen  
MELISSA WHALEN

Sworn to before me this  
25<sup>th</sup> day of October, 2007.

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Notary Public

00836307.1 LEWHA A. VARGHESE,  
NOTARY PUBLIC, STATE OF NEW YORK  
NO. 02713087162  
QUALIFIED IN RICHMOND COUNTY  
COMMISSION EXPIRES FEBRUARY 18, 2011



Appellate Division of the Supreme Court  
of the State of New York  
First Judicial Department

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I, David Spokony, Deputy Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

**JOHN DAVID PATERNITI**

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on the 27th day of October, 1997 has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my hand and affixed the seal of this court on

October 19, 2007

